

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

ROBERT L. LONGO, JR.,

Plaintiff

v.

LIEUTENANT WILLIAM WARNER, *et al.*,

Defendants

Civil No. 3:17-cv-2104

(Judge Mariani)

FILED  
SCRANTON

OCT 09 2020

PER

DEPUTY CLERK

ORDER

**AND NOW**, this 9<sup>th</sup> day of October, 2020, upon consideration of Defendants'

motion (Doc. 44) for partial summary judgment, and the parties' respective briefs in support

of and opposition to said motion, and for the reasons set forth in the accompanying

Memorandum, **IT IS HEREBY ORDERED THAT:**

1. The motion (Doc. 44) is **GRANTED** with respect to the First Amendment access to courts claim and the Eighth Amendment sexual assault claim. Entry of judgment is deferred pending further Order of Court.
2. The motion (Doc. 44) is **DENIED** with respect to the Eighth Amendment deliberate indifference claim.
3. Defendants shall **FILE** an answer or appropriate pretrial motion to the remaining claims in the amended complaint in accordance with the Federal Rules of Civil Procedure.



Robert D. Mariani  
United States District Judge